

The House Committee on Motor Vehicles offers the following substitute to HB 1069:

A BILL TO BE ENTITLED

AN ACT

To amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of drivers' licenses, so as to establish a young driver monitoring service; to provide for methods of monitoring young drivers; to provide for use of the monitoring service by the courts; to provide for registration of the service with the Department of Driver Services; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of drivers' licenses, is amended by adding a new Code section immediately following Code Section 40-5-22.1, relating to the reinstatement of the driver's license of a child under 16 years of age convicted of driving under the influence of alcohol or drugs, to read as follows:

"40-5-22.2.

(a) As used in this Code section, 'young driver monitoring service' means an entity that enables parents or guardians to monitor the driving performance of their children who are 18 years of age or younger. The service may provide monitoring by either or both of the following methods:

(1) The posting of a placard on the driver's vehicle that shows a toll-free telephone number and a unique identifying number and also includes a request to members of the public to call the toll-free telephone number to report inappropriate driving practices. The young driver monitoring service shall enter into a contract with the parents or guardians under which the service promises to timely forward to the parents or guardians all reports of inappropriate driving practices by the young driver; and

(2) The use of global positioning system enabled wireless telephones or similar technologies. The young driver monitoring service shall enter into a contract with the parents or guardians under which the service promises to provide the parents with real-time information about the location and speed of movement of the young driver or the vehicle in which the young driver is traveling.

(b) A young driver monitoring service shall register with the Department of Driver Services. The registration shall consist of a narrative description of the services offered by the service, the name of the manager in charge of the service, and the service's address and telephone number. A fee for registration shall be established by and payable to the department. Registration under this subsection remains valid for one year, and it is the responsibility of the young driver monitoring service to timely file a revised registration statement to reflect any changes in the required information. If the department determines that the service is not providing the services described in the narrative statement, the department may suspend the registration, provided that the department may reinstate the registration when the service files an acceptable statement reflecting its actual practices.

(c) If a court finds that a driver who is under 18 years of age has committed any violation of the motor vehicle laws of this state, the court or his or her parents or guardian may require the driver, at his or her own expense, to participate in a registered young driver monitoring service as described in this Code section. The parents or guardian may select one of the monitoring methods described in subsection (a) of this Code section. Any required participation in a young driver monitoring service shall cease when the driver reaches 18 years of age.

(d) If a court finds that a driver who is under 18 years of age has committed any of the following offenses, the court shall require the driver, at his or her own expense, to participate in a registered young driver monitoring service as described in this Code section:

- (1) Hit and run;
- (2) Leaving the scene of an accident;
- (3) Using a vehicle to flee an officer;
- (4) Driving under the influence of alcohol; or
- (5) Possession of illegal drugs in the vehicle.

The parents or guardian of the young driver shall select one of the monitoring methods described in subsection (a) of this Code section. Any required participation in a young driver monitoring service shall cease when the driver reaches 18 years of age."

## SECTION 2.

H. B. 1069 (SUB)

1 This Act shall become effective on January 1, 2007.

2 **SECTION 3.**

3 All laws and parts of laws in conflict with this Act are repealed.